

MESSAGE NO: 4157301 MESSAGE DATE: 06/06/2014

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: ALIWE-Auto Liq Exception

FR CITE: 79 FR 24398 FR CITE DATE: 04/30/2014

REFERENCE 2353309, 3115301
MESSAGE #
(s):

CASE #(s): A-533-975

EFFECTIVE DATE: 04/30/2014 COURT CASE #:

PERIOD OF REVIEW: 03/01/2013 TO 02/28/2014

PERIOD COVERED: 03/01/2013 TO 02/28/2014

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Automatic liquidation instructions for glycine from the People's Republic of China, produced in and/or exported from India for the period 03/01/2013 through 02/28/2014 (A-533-975)

1. Commerce does not automatically conduct administrative reviews of antidumping duty orders. Instead, reviews must be requested pursuant to section 751(a)(1) of the Tariff Act of 1930, as amended, and in accordance with 19 CFR 351.213.
2. Commerce created case number A-533-975 to accommodate entries of merchandise classified with India as the country of origin but subject to the antidumping duty order on glycine from the People's Republic of China (PRC). See, e.g., message number 2353309, dated 12/18/2012, and final affirmative determination of circumvention of the antidumping duty order on glycine from the PRC (A-570-836) (77 FR 73426); see also message number 3115301, dated 04/25/2013. Consequently, merchandise entered properly under A-533-975 is considered to be subject to the antidumping duty order on glycine from the PRC (A-570-836).
3. Commerce has not received a request for an administrative review of the antidumping duty order for the period and on the merchandise identified in paragraph 2 except for the firms listed in paragraph 4. Therefore, in accordance with 19 CFR 351.212(c), you are to liquidate all entries for all firms except those listed in paragraph 4 and assess antidumping duties on merchandise entered, or withdrawn from warehouse, for consumption at the cash deposit or bonding rate in effect on the date of entry.
4. Entries of merchandise of the firms listed below should not be liquidated until specific instructions are issued. Continue to suspend liquidation of all entries of merchandise exported by the listed firms entered, or withdrawn from warehouse, for consumption during the period 03/01/2013 through 02/28/2014.

PRC Producer/Supplier: Baoding Mantong Fine Chemistry Co., Ltd.

India Producer and/or Exporter: Salvi Chemical Industries Limited

Case number: A-533-975-001

PRC Producer/Supplier: Baoding Mantong Fine Chemistry Co., Ltd.

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India Producer and/or Exporter: Salvi Chemical Industries Limited

Case number: A-533-975-002

PRC Producer/Supplier: Baoding Mantong Fine Chemistry Co., Ltd.

India Producer and/or Exporter: AICO Laboratories India Ltd.

Case number: A-533-975-061

PRC Producer/Supplier: Baoding Mantong Fine Chemistry Co., Ltd.

India Producer and/or Exporter: AICO Laboratories India Ltd.

Case number: A-533-975-062

PRC Producer/Supplier: Evonik Rexim (Nanning) Pharmaceutical Co., Ltd.

India Producer and/or Exporter: Salvi Chemical Industries Limited

Case number: A-533-975-001

PRC Producer/Supplier: Evonik Rexim (Nanning) Pharmaceutical Co., Ltd.

India Producer and/or Exporter: AICO Laboratories India Ltd.

Case number: A-533-975-061

5. There are no injunctions applicable to the entries covered by this instruction.

6. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 3 occurred with the publication of the notice of initiation of administrative review for the 03/2014 anniversary month (79 FR 24398, 04/30/2014). Unless instructed otherwise, for all other shipments of glycine that are required to enter under special case number A-533-975 you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

7. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

8. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

9. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OVI:DC.)

10. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party